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UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

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ASHLEY BRENT,

Plaintiff,

-against-

TEEMAN, PERLEY GILMARTIN, INC., MARYBETH GILMARTIN & KROLL BACKGROUND AMERICA, INC.,

Defendants.

---X

Case No. 08-Civ-11380 (KMK)(GAY)

ORDER OF DISMISSAL AND DISCONTINUANCE AS TO DEFENDANT KROLL BACKGROUND AMERICA, INC.

WHEREAS, plaintiff ASHLEY BRENT filed an amended complaint on or about February 3, 2010 alleging, inter alia, violations of the Fair Credit Reporting Act (15 U.S.C. § 1681, et. seq.); and

WHEREAS, defendant KROLL BACKGROUND AMERICA, INC. filed an amended answer on or about February 17, 2010, denying the material allegations of plaintiff's amended complaint; and

WHEREAS, neither plaintiff ASHLEY BRENT nor defendant KROLL BACKGROUND AMERICA, INC. in the above-captioned action is an infant or incompetent person; and

WHEREAS, the plaintiff ASHLEY BRENT wishes to discontinue the litigation against defendant KROLL BACKGROUND AMERICA, INC.

IT IS HEREBY STIPULATED AND AGREED by and between the parties and/or their respective counsel that the above-captioned action is dismissed and discontinued with prejudice as to defendant KROLL BACKGROUND AMERICA, INC.

A FACSIMILE COPY OF A SIGNATURE ON THIS STIPULATION SHALL BE DEEMED AN ORIGINAL

DONALD S. CAMPBELL, ESQ.

[signature]
Donald S. Campbell, Esq.
One North Broadway, Suite 1202
White Plains, New York 10601
Tel. No.: (914) 285-1400

SEYFARTH SHAW LLP

[signature]
Pamela Q. Devata, Esq.
131 S. Dearborn Street, Suite 2400
Chicago, Illinois 60603
Tel. No.: (312) 460-5882

SO ORDERED:

[signature]
HON. KENNETH M. KARAS
United States District Judge

1/28/11

Nunc pro tunc to August 17, 2010.

MEMO ENDORSED